

I. REMARKS:

A. Status of the Claims

The application was originally filed with claims 1-4. Claims 1-4 were rejected in an Office Action mailed September 28, 2004. Claim 1 was amended and claim 5 was added in a Response to Office Action filed on January 28, 2005. Therefore, claims 1-5 were pending at the time of the current Restriction Requirement.

B. Species Election

The Restriction Requirement states that the pending claims are directed to a number of patentably distinct species, including glaucoma, dry AMD, RP and other forms of heterodegenerative retinal disease, retinal detachment and tears, macular pucker, ischemia affecting the outer retina, cellular damage associated with diabetic retinopathy and retinal ischemia, damage associated with laser therapy, trauma, surgical or light induced iatrogenic retinopathy and preservation of retinal transplantation. The Action acknowledges that claim 1 is generic and requests that Applicant elect a single disclosed species for prosecution. Applicant elects the species of dry AMD. For examination purposes, claims 1, 2, 3 and 5 read on the elected species.

C. Conclusion

This is submitted to be a complete response to the outstanding Action. Based on the foregoing arguments, the claims are believed to be in condition for allowance; a notice of allowability is therefore respectfully requested.

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The Examiner is invited to contact the undersigned attorney at (817) 551-4321 with any questions, comments or suggestions relating to the referenced patent application.

Respectfully submitted,



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